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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

THOMAS DELEO,)	
)	Case No.:
Plaintiff,)	
)	2:21-cv-4490
v.)	
)	COMPLAINT AND DEMAND
NATIONAL REPUBLICAN)	FOR JURY TRIAL
CONGRESSIONAL COMMITTEE,)	
)	
Defendant.)	

COMPLAINT

THOMAS DELEO ("Plaintiff"), by and through his attorneys, KIMMEL & SILVERMAN, P.C., alleges the following against NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE ("Defendant"):

INTRODUCTION

1. Plaintiff's Complaint is based on the Telephone Consumer Protection Act ("TCPA"), 47 U.S.C. § 227 *et seq.*

JURISDICTION AND VENUE

2. Jurisdiction of this Court arises pursuant to 28 U.S.C. § 1331. See Mims v. Arrow Fin. Services, LLC, 132 S. Ct. 740, 747, 181 L. Ed. 2d 881 (2012).

3. Defendant conducts business in the State of New Jersey and as such, personal jurisdiction is established.

1 **Wherefore**, Plaintiff, **Thomas DeLeo**, respectfully prays for judgment as follows:

- 2 a. All actual damages Plaintiff suffered (as provided under 47 U.S.C. §
- 3 227(b)(3)(A));
- 4 b. Statutory damages of \$500.00 per violative telephone call (as provided
- 5 under 47 U.S.C. § 227(b)(3)(B));
- 6 c. Additional statutory damages of \$500.00 per violative telephone call (as
- 7 provided under 47 U.S.C. § 227(C);
- 8 d. Treble damages of \$1,500.00 per violative telephone call (as provided
- 9 under 47 U.S.C. § 227(b)(3));
- 10 e. Additional treble damages of \$1,500.00 per violative telephone call (as
- 11 provided under 47 U.S.C. § 227(C);
- 12 f. Injunctive relief (as provided under 47 U.S.C. § 227(b)(3) and (c); and
- 13 g. Any other relief this Honorable Court deems appropriate.
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- 15

16 **DEMAND FOR JURY TRIAL**

17 PLEASE TAKE NOTICE that Plaintiff, THOMAS DELEO, demands a jury trial in this

18 case.

19 **CERTIFICATION PURSUANT TO L.CIV.R.11.2**

20 I hereby certify pursuant to Local Civil Rule 11.2 that this matter in controversy is not

21 subject to any other action pending in any court, arbitration or administrative proceeding.

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RESPECTFULLY SUBMITTED,

DATED: 03/09/2021

By: /s/ Amy L. Bennecoff Ginsburg
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